IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.SASIDHARAN NAMBIAR

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

CRP.No. 854 of 2006()

AGAINST THE ORDER IN EP. NO.88/05 OS.252/2003 of II ADDL.M.C.,NEYYATTINKARA

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REVN. PETITIONER: 1ST JUDGMENT DEBTOR/1ST DEFENDANT

SOBHANA, W/O.RAVEEDNDRAN,
AYANIYARATHALA SANDHYA BHAVAN,
MANALOOR DESOM, NEYYATTINKARA VILLAGE.

BY ADV. SRI.A.AHZAR

RESPONDENTS: DECREE HOLDER & 2ND JUDGMENT DEBTOR

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1. **SHINE BAS, S/O.BERNA BAS,**
   PARAVILA VEEDU, KATTAKADA,
   KULATHUMMAL DESOM, KULATHUMMAL VILLAGE.

2. **RAVEENDRAN,**
   AYANIYARATHALA SANDHYA BHAVAN,
   MANALOOR DESOM, NEYYATTINKARA VILLAGE.

BY

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 20/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.SASIDHARAN NAMBIAR, J.

C.R.P.NO.854 OF 2006 (F)

Dated this the 20 th day of December, 2006.

ORDER

As per order dated 29.9.06, petitioner was directed to deposit Rs.10,000/- before executing court. Petitioner did not deposit that amount. It is reported by the executing court that petitioner has already filed E.A.799/06, to review the order for sale. The contention raised by petitioner is that the property directed to be sold should not have been sold in view of the direction provided under 60(c) of code of Civil Procedure. It is on the same contention, petitioner filed E.A.799/06 before the executing court.

This petition is dismissed with liberty to the petitioner to raise the contention in E.A.799/06.

M.SASIDHARAN NAMBIAR,
JUDGE.

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